

AMENDED IN SENATE AUGUST 20, 1998

AMENDED IN ASSEMBLY MAY 26, 1998

CALIFORNIA LEGISLATURE—1997–98 REGULAR SESSION

ASSEMBLY BILL

No. 2790

Introduced by ~~Committee on Budget (Ducheny (Chair), Aroner, Brown, Cardenas, Cardoza, Cedillo, Davis, Gallegos, Keeley, Papan, Scott, Strom-Martin, Torlakson, and Wright)~~ Assembly Members Ortiz and Aguiar
(Coauthor: Senator Rainey)

March 2, 1998

~~An act relating to the Department of Motor Vehicles. An act to amend Section 9250.19 of the Vehicle Code, relating to vehicles.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 2790, as amended, ~~Committee on Budget~~ Ortiz. Local vehicle fee: Department of Motor Vehicles.

Existing law imposes, upon the adoption of a specified resolution by a county board of supervisors, with certain exceptions, an additional fee of \$1 collected by the Department of Motor Vehicles at the time of vehicle registration, renewal, or supplemental application. Existing law continuously appropriates the money generated by that fee collection to fund local programs that enhance local law enforcement to provide fingerprint identification. This provision is to be repealed on January 1, 2003.

This bill would delete the repeal date and would instead provide that this additional fee shall remain in effect only for a period of 5 years from the date the actual collection commences.

~~Existing law specifies the duties and responsibilities of the Department of Motor Vehicles.~~

~~This bill would declare the intent of the Legislature to make the necessary statutory changes to implement the Budget Act of 1998 relative to the department.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. It is the intent of the Legislature in~~
2 *SECTION 1. Section 9250.19 of the Vehicle Code is*
3 *amended to read:*
4 9250.19. (a) (1) In addition to any other fees
5 specified in this code and the Revenue and Taxation
6 Code, upon the adoption of a resolution pursuant to this
7 subdivision by any county board of supervisors, a fee of
8 one dollar (\$1) shall be paid at the time of registration,
9 renewal, or supplemental application for apportioned
10 registration pursuant to Article 4 (commencing with
11 Section 8050) of Chapter 4 of every vehicle registered to
12 an address within that county except those expressly
13 exempted from payment of registration fees. The fees,
14 after deduction of the administrative costs incurred by
15 the department in carrying out this section, shall be paid
16 quarterly to the Controller.
17 (2) A resolution adopted pursuant to paragraph (1)
18 shall include findings as to the purpose of, and the need
19 for, imposing the additional registration fee, and shall
20 identify the date after which the fee shall no longer be
21 imposed.
22 (b) Notwithstanding Section 13340 of the
23 Government Code, the money paid to the Controller
24 pursuant to subdivision (a) is continuously appropriated,
25 without regard to fiscal years, for disbursement by the
26 Controller to each county that has adopted a resolution

1 pursuant to subdivision (a), based upon the number of
2 vehicles registered, or whose registration is renewed, to
3 an address within that county, or supplemental
4 application for apportioned registration, and, upon
5 appropriation by the Legislature, for the administrative
6 costs of the Controller incurred under this section.

7 (c) Money allocated to a county pursuant to
8 subdivision (b) shall be expended exclusively to fund
9 programs that enhance the capacity of local law
10 enforcement to provide automated mobile and fixed
11 location fingerprint identification of individuals who may
12 be involved in driving under the influence of alcohol or
13 drugs in violation of Section 23152 or 23153, or vehicular
14 manslaughter in violation of Section 191.5 of the Penal
15 Code or subdivision (c) of Section 192 of the Penal Code,
16 or any combination of those and other vehicle-related
17 crimes, and other crimes committed while operating a
18 motor vehicle.

19 (d) The data from any program funded pursuant to
20 subdivision (c) shall be made available by the local law
21 enforcement agency to any local public agency that is
22 required by law to obtain a criminal history background
23 of persons as a condition of employment with that local
24 public agency. A local law enforcement agency that
25 provides the data may charge a fee to cover its actual costs
26 in providing that data.

27 (e) (1) No money collected pursuant to this section
28 shall be used to offset a reduction in any other source of
29 funds for the purposes authorized under this section.

30 (2) Funds collected pursuant to this section, upon
31 recommendation of local or regional Remote Access
32 Network Boards to the Board of Supervisors, shall be used
33 exclusively for the purchase, by competitive bidding
34 procedures, and the operation of equipment which is
35 compatible with the Department of Justice's Cal-ID
36 master plan, as described in Section 11112.2 of the Penal
37 Code, and the equipment shall interface in a manner that
38 is in compliance with the requirement described in the
39 Criminal Justice Information Services, Electronic
40 Fingerprint Transmission Specification, prepared by the

1 Federal Bureau of Investigation and dated August 24,
2 1995.

3 (f) ~~This~~ *The fee imposed under this section shall*
4 *remain in effect only until January 1, 2003, and as of that*
5 ~~date is repealed~~ *for a period of five years from the date*
6 *that the actual collection of the fee commences, unless a*
7 *later enacted statute, that is enacted on or before January*
8 *1, 2003, deletes or extends that date period.*
9 ~~enacting this act to make the necessary statutory changes~~
10 ~~to implement the Budget Act of 1998 relative to the~~
11 ~~Department of Motor Vehicles.~~

